S.B.Cr.Misc. Bail App. No.5339/2006

(Kanhaiya Lal vs. State of Rajasthan)

Date of order : December 04, 2006

HON'BLE MR.H.R.PANWAR,J.

Mr.S.L.Jain, for the petitioner.
Mr.Vishal Raj Mehta, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

The petitioner is facing trial for the offences under sections 4,5,8,9 & 11 (1) (A) of Prevention of Cruelty to Animals Act, 1960. The petitioner was granted bail but he failed to appear before the trial court. However, after having been arrested, he moved a bail application before the trial court, which came to be rejected by the trial court.

Learned counsel for the petitioner submits that if the petitioner is granted bail, he will continuously appear before the trial court on each and every date of hearing and whenever called upon to do so till the completion of the trial and will not repeat the bail jump.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and petitioner Kanhaiya Lal s/o Hazari be released on bail in FIR No.85/96, P.S. Gangrar, provided he furnishes a personal bond for a sum of Rs.50,000/- with two sound and solvent sureties in the sum of Rs. 25000/- to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-